NOV 2 7 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Florio, Vito V.; Michaels, Richard L. application of:

pplication No.: 09/955,598 Filed: September 18, 2001

Group No.: 2166

Examiner: n/a

For:

SYSTEM AND METHOD FOR PRESCRIBING UNREGULATED THERAPEUTIC

SUBSTANCES IN AN INTEGRATED HEALTH CARE PROGRAM

Assistant Commissioner for Patents Washington, D.C. 20231

itioner's Docket No. 3470.002A

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. section 1.97(b))

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b).

Reg. No.: 40,693

Tel. No.: -727-538-3800 Customer No.: 24040

Signature of Practitioner

Dennis G. LaPointe Mason & Associates, P.A. 17757 US Hwy 19 N., Suite 500

Clearwater, FL 33764

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. section 1.10

I hereby certify that, on the date shown below, this correspondence is being:

37 C.F.R. section 1.8(a)

37 C.F.R. section 1.10*

with sufficient postage as first class mail. []

[X]

as "Express Mail Post Office to Address"

Mailing Label No. EV 032345303 US

Lia H. Costello, Legal Asst.

(type or print name of person certifying)

(Transmittal of Information Disclosure Statement Within Three Months of Filing or Before Mailing of First Office Action-page 1 of 1) Practitioner's Docket No. 3470.002A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

lication of:

Florio, Vito V.; Michaels, Richard L.

pplication No.: 09/955,598

Group No.: 2166

Filed:

September 18, 2001

Examiner: n/a

For:

SYSTEM AND METHOD FOR PRESCRIBING UNREGULATED THERAPEUTIC

SUBSTANCES IN AN INTEGRATED HEALTH CARE PROGRAM

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

CERTIFICATION UNDER 37 C.F.R. Sections 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, [] Washington, D.C. 20231.

37 C.F.R. section 1.8(a)

37 C.F.R. section 1.10*

[] with sufficient postage as first class mail. [X]

as "Express Mail Post Office to Address" Mailing Label No. EV 032345303 US

TRANSMISSION

transmitted by facsimile to the Patent and Trademark Office (703)

Lia H. Costello, Legal Assistant

(type or print name of person certifying)

(Information Disclosure Statement-page 1 of 3)

The following sections are being submitted for this Information Disclosure Statement:

- 1. Preliminary Statements
- 2. Forms PTO/SB/08A and 08B (formerly Form PTO-1449)
- 3. Copies of Listed Information Items Accompanying This Statement
- 4. Identification of Person(s) Making This Information Disclosure Statement

Section 1. Preliminary statements

į

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. section 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Forms PTO/SB/08A and 08B (substitute for Form PTO-1449)

(Insert form(s) PTO/SB/08A [Form 6-2] and/or form(s) PTO/SB/08B [Form 6-2.1].)

Section 3. Copies of Listed Information Items Accompanying This Statement

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

Section 4. Identification of Person Making This Information Disclosure Statement

The person making this certification is:

a. the practitioner who signs below on the basis of the information supplied by the inventor(s), supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. section 1.56(c)), and in the practitioner's file.

Date:

Reg. No.: 40,693

Tel. No.: 727-538-3800 Customer No.: 24040 Signature of Practitioner

Dennis G. LaPointe

Mason & Associates, P.A.

17757 US Hwy 19 N., Suite 500

Clearwater, FL 33764

Please	type a	plus	sign	(+)	inside	this box	-
--------	--------	------	------	-----	--------	----------	---

Approved Patent and Trademark ons are required to respond to a collection of information un

t contains a valid OMB control number.

PTO/SB/08A (10-96) se through 10/31/99, OMB 0651-0031 U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

of Sheet

Complete if Known				
Application Number	09/955,598			
Filing Date	09/18/2001			
First Named Inventor	Vito V. Florio			
Group Art Unit	2166			
Examiner Name	n/a			
Attorney Docket Number	3470.002A			

	U.S. PATENT DOCUMENTS						
Examiner Cite		U.S. Patent Document		Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines, Where Relevant	
Initials'	No.1	Number	Kind Code ² (if known)	of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	
	01	5,797,839		Herscu	08/25/1998		
	02	5.758,095		Albaum et al.	05/26/1998		

					Test		
					no ogy	20	
<u></u>					9 7		
					Center Center	₹	
					2 7	<u> </u>	
					8		
			$\overline{}$				

	FOREIGN PATENT DOCUMENTS								
Examiner Cite Initials No.1	Cito	Foreign Patent Document			Name of Patentee or	Date of Publication of	Pages, Columns, Lines, Where Relevant		
	Office ³	Number ⁴	Kind Code ⁵ (if known)	Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T⁵		
	_								
_			***						
		i							

Examiner	Date	
Signature	Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.